

## **REMARKS**

### **I. Introduction**

Claims 11 to 30 are pending in the present application. In view of the foregoing amendments and the following remarks, it is respectfully submitted that all of the presently pending claims are allowable, and reconsideration is respectfully requested.

Applicant notes with appreciation the acknowledgment of the claim for foreign priority and the indication that all of the certified copies of the priority documents have been received.

Applicant thanks the Examiner for considering the previously filed Information Disclosure Statement, PTO-1440 paper and cited references.

### **II. Objection to the Drawings**

Applicant herein submits replacement Figures 1 to 3 which include translated headings.

The drawings were objected to because of various informalities. It is respectfully submitted for the following reasons that the various objections to the drawings have been overcome.

The drawings were objected to because the reference character  $P_R$  is not on the drawings. Applicants respectfully submit that Figure 1 shows axle spring constant  $C$  and cylinder pressure  $P_Z$  relative to axle load  $A$  on the front axle of the vehicle at a constant annular space pressure  $P_R$ . See Specification at p. 5, lines 18 to 20. Accordingly, the annular space pressure  $P_R$  is not a variable being plotted, and therefore, need not be included in the drawings. Accordingly, withdrawal of this objection to the drawings is respectfully requested.

The drawings were also objected to because throttle 18 is allegedly not in line 63 contrary to page 7, lines 28 to 29 of the Specification. The Specification has been amended to make clear that the throttle 18 is connected to line 28.

The drawings were also objected to because the Pressure  $P$  is not on the drawings and because the reference character  $P$  was used to refer to both a curve at page 5, line 21, and a connection at page 8, line 1. The Specification at page 5 has been amended to change  $P$  to  $P_Z$ . No new matter has been added, see Figure 1.

Therefore, for the above stated reasons and in light of the amendments to the Specification, withdrawal of the objections to the drawings is respectfully requested.

### **III. Objection to the Specification**

The Specification was objected to as failing to provide proper antecedent basis for the claimed subject matter. The Specification has been amended to include support for the language of claim 13 on page 10. No new matter has been added. See, for example, claim 13 of the application. Applicant submits that the Specification as amended overcomes the objection to the Specification. Therefore, withdrawal of the objection to the Specification is respectfully requested.

### **IV. Rejection of Claims 11 to 30 Under 35 U.S.C. § 112**

Claims 11 to 30 were rejected under 35 U.S.C. § 112, second paragraph as indefinite for failing to particularly point out and distinctly claim the subject matter which Applicant regards as the invention. Applicant respectfully submits that claims 11 to 30, as amended per the Examiner's suggestions, overcome the 35 U.S.C. § 112 rejection.

Regarding claim 11, the Office Action alleges that there is no disclosure of a predefined ratio in the Specification. See Office Action at p. 4. Respectfully, Applicant submits that the recitation that the pressure in the annular spaces and piston spaces are corrected in a predefined ratio would have been reasonably clear to one skilled in the art at the time the invention was made. Further, Applicant respectfully submits that disclosure of an actual ratio is not required as what is being claimed is the relative manner of correction of two pressures, i.e., according to a predefined ratio.

Regarding claim 15, the Office Action alleges that "double reversal" is not understood. Applicant respectfully submits that the recitation "double reversal" would have been reasonably clear to one skilled in the art at the time the invention was made.

Therefore, withdrawal of the 35 U.S.C. §112 rejection and allowance of claims 11 to 30 is respectfully requested.

**V. Allowable Subject Matter**

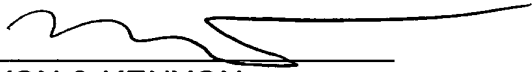
Applicant notes with appreciation the indication of allowable subject matter contained in claims 11 to 30. The Examiner will note that each of these claims has been amended to overcome the 35 U.S.C. § 112 rejection. It is therefore respectfully submitted that claims 11 to 30 are in condition for immediate allowance.

**VI. Conclusion**

Applicant respectfully submits that all of the pending claims of the present application are now in condition for allowance. Prompt reconsideration and allowance of the present application are therefore earnestly solicited.

Respectfully submitted,

Dated: December 16, 2003

  
\_\_\_\_\_  
KENYON & KENYON  
By: Richard M. Rosati  
Reg. No. 31,792

One Broadway  
New York, New York 10004  
(212) 425-7200

**CUSTOMER NO. 26646**